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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

LEHMAN BROTHERS HOLDINGS INC., *et al.*,

Debtors.

LEHMAN BROTHERS HOLDINGS INC. and
OFFICIAL COMMITTEE OF UNSECURED
CREDITORS OF LEHMAN BROTHERS HOLDINGS
INC., *et al.*

Plaintiff and Plaintiff Intervenor

v.

JPMORGAN CHASE BANK, N.A.,

Defendant

Chapter 11

Case No. 08-13555 (JMP)

(Jointly Administered)

Adversary Proceeding

Case No. 10-03266 (JMP)

NOTICE OF MOTION TO DISMISS

PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum of Law, the Declaration of Tyler G. Whitmer and the exhibits thereto, and all pleadings and proceedings heretofore had before this Court, Plaintiffs Lehman Brothers Holdings Inc. and the Official Committee of Unsecured Creditors, by their undersigned counsel, hereby move before the Honorable James M. Peck of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004, for an order dismissing the Amended Counterclaims of JPMorgan Chase Bank, N.A. in the above-captioned adversary proceeding in its entirety for failure to state a claim under Federal Rule of Civil Procedure 12(b)(6), as incorporated in Bankruptcy Rule 7012 and, where applicable, Federal Rule of Civil Procedure 9(b), as incorporated in Bankruptcy Rule 7009.

Dated: April 4, 2011
New York, New York

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By: /s/ John B. Quinn

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